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Attorney for Defendant

United States District Court
Eastern District of Washington
Before Magistrate Judge Mary K. Dimke

United States of America,

Plaintiff,

v.

Joel Chavez-Duran(3),

Defendant.

No. 4:21-CR-06028-MKD-3

Motion to Continue Pretrial,
Trial and Extend Deadline to
File Pretrial Motions

Without oral argument
February 7, 2022, at 6:00 PM

Mr. Chavez-Duran, through his attorney of record, moves the Court to continue the pretrial conference date currently set for February 14, 2022, to May 5, 2022 at 1:30 PM and the trial date that is currently set for March 14, 2022 to May 23, 2022 at 9:00 AM. Defense counsel's assistant attempted to reach the counsel for the government and counsel for co-defendants, Jose Mendoza-

Motion to Continue Pretrial,
Trial, And Extend Deadlines -

Ruelas (1) and Oscar Chavez-Garcia (2), to determine their position on this motion, but has not heard back at the time of the filing of this motion. The reason for this request is that a continuance is necessary for adequate time to investigate the case, review discovery, prepare necessary motions and prepare for trial. Counsel for Defendant will confer with Mr. Chavez-Duran to sign a statement of reasons in support of his request for a continuance, which will be filed with the Court on Friday, January 28, 2022.

Defendant Chavez-Duran proposes the following case management deadlines:

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| All pretrial motions, including discovery motions, <i>Daubert</i> motions, and motions <i>in limine</i> , filed | March 31, 2022 |
| PRETRIAL CONFERENCE <i>Deadline for motions to continue trial</i> | Thursday, May 5, 2022 1:30 P.M. - RICHLAND |
| CIs' identities and willingness to be interviewed disclosed to Defendant (if applicable) | May 9, 2022 |
| Grand jury transcripts produced to Defendant | |
| Case Agent: | May 9, 2022 |
| CIs: | May 9, 2022 |
| Other Witnesses: | May 9, 2022 |
| Exhibit lists filed and emailed to the Court | May 17, 2022 |

Motion to Continue Pretrial,
Trial, And Extend Deadlines -
2

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| 1 | Witness lists filed and emailed to the Court | May 17, 2022 |
| 2 | Trial briefs, jury instructions, verdict forms, and requested voir dire filed and emailed to the Court | May 11, 2022 |
| 3 | Exhibit binders delivered to all parties and to the Court | May 13, 2022 |
| 4 | Delivery of JERS-compatible digital evidence files to the Courtroom Deputy | May 17, 2022 |
| 5 | Trial notices filed with the Court | May 13, 2022 |
| 6 | Technology readiness meeting (in-person) | May 17, 2022 |
| 7 | FINAL PRETRIAL CONFERENCE | Monday, May 23, 2022 8:30 AM - Richland |
| 8 | JURY TRIAL | Monday, May 23, 2022 9:00 AM - Richland |
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11 Dated: January 24, 2022

Respectfully Submitted,

12 s/Adam R. Pechtel

Adam R. Pechtel/ WSBA #43743

Attorney for Defendant

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Motion to Continue Pretrial,
Trial, And Extend Deadlines -
3

SERVICE CERTIFICATE

I hereby certify that on January 24, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System, which in turn automatically generated a Notice of Electronic Filing (NEF) to all parties in the case who are registered users of the CM/ECF system. The NEF for the foregoing specifically identifies recipients of electronic notice. I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants: N/A.

s/Adam R. Pechtel
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